

AMENDED
APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office.....

MAR 9 1962

Returned to applicant for correction.....

MAY 2 1962

Corrected application filed.....

JUN 12 1962

Map filed.....

JUN 14 1962 under 20354

The applicant..... Mrs. Jan T. Berry c/o N. O. Berry
2921 Calderwood Lane
of Sacramento, County of Sacramento,

State of California hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is..... Underground

Name of stream, lake or other source.

2. The amount of water applied for is..... 5.4 second-feet

One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for..... Irrigation and domestic

Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)..... 160

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 11, Remarks")

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: NE^{1/4}, NW^{1/4} (Lot 3) Sec. 2.T. 17 S., R. 49 E., M. D. M., at a point from which the S^{1/4} corner of Sec. 35, T. 16 S., R. 49 E. bears N. 45° W., a distance of 100 feet. Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.6. Place of use..... NW^{1/4} Sec. 2, T. 17 S., R. 49 E., M. D. M.

Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about..... January 1st and end about..... December 31st, of each year.

Month

Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... Drilled well, pump and ditches

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works..... \$4,000.00
10. Estimated time required to construct works..... 4 years
11. Remarks..... D.L.E. Nev. 055651

Applicant..... Jan. T. Berry

By s./ Harry H. Hughes, agent
Box 632, Tonopah, Nevada

Compared..... hs/lb..... hs/lb.....

FORFEITED

RULING NO. By letter

APPROVAL OF STATE ENGINEER

DATE TIMON October 1963 I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source and is limited to what the well will produce but not to exceed 2.7 c.f.s. It is understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept, and a method provided, either air line or opening, for measuring depth to water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.7 cubic feet per second, or a yearly duty of 5.0 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before August 22, 1963

Proof of commencement of work shall be filed before September 22, 1963

Work must be prosecuted with reasonable diligence and be completed on or before August 22, 1964

Proof of completion of work shall be filed before September 22, 1964

Application of water to beneficial use shall be made on or before August 22, 1966

Proof of the application of water to beneficial use shall be filed on or before September 22, 1966

Map in support of proof of beneficial use shall be filed on or before September 22, 1966

Commencement of work filed Sept. 5, 1963 WITNESS MY HAND AND SEAL this 22nd day

Completion of work filed Sept. 7, 1964 of February, 1963

Proof of beneficial use filed SEP 9 1964 *Elmer J. DePree*

Cultural map filed Sept 4, 1964 State Engineer.

Certificate No. 7238 Issued 12-17-63 Recorded 12-17-63 Bk 127 Page 1

Recorded 12-17-63 Bk 127 Page 1 FORFEITED

County Recorder A. V. Johnson County Recorder Elmer J. DePree

218 (Rev.) ORDER NO. 4348 State Engineer.

DATE 5-3-96